

DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

As below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, and

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed for and for which a patent is sought on the invention entitled

RADIAL JAW BIOPSY FORCEPS

the specification of which

[X] is attached hereto.

[ ] was filed on \_\_\_\_\_

as application Serial Number \_\_\_\_\_

and was amended on (if applicable) \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I verify that I am qualified as an independent inventor under Title 37, Code of Federal Regulations, Section 1.9(c), and my obligation to assign rights to this invention, if any, is to a qualified small business concern under Title 37, Code of Federal Regulations, Section 1.9(d).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

(Number)	(Country)	/ / [ ] YES [ ] NO
		D/M/YR FILED

(Number)	(Country)	/ / [ ] YES [ ] NO
		D/M/YR FILED

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose

aterial information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

07/521,766 May 10, 1990 Pending  
(Application Ser. No) (Filing Date) (Status-Patented, pending, abandoned)

(Application Ser. No) (Filing Date) (Status-Patented, pending, abandoned)

(Application Ser. No) (Filing Date) (Status-Patented, pending, abandoned)

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

David P. Gordon (29,996)

Address all telephone calls to David P. Gordon at (203) 329-1160  
Address all correspondence to David P. Gordon, Esq.  
65 Woods End Road  
Stamford, Connecticut 06905  
U.S.A.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SOLE OR FIRST INVENTOR

Signature Thomas O. Bales Date 2-12-92

Full Name Thomas O. Bales

Residence 430 Loretto Avenue, Coral Gables, FL 33146

Citizenship U.S.A.

P.O. Address same as residence

SECOND JOINT INVENTOR (IF ANY)

Signature Charles R. Slater Date 2-12-92

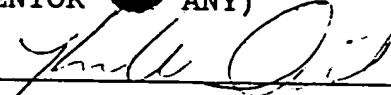
Full Name Charles R. Slater

Residence 1705 S.W. 4th Street, Fort Lauderdale, FL 33312

Citizenship U.S.A.

P.O. Address same as residence

THIRD JOINT INVENTOR (ANY)

Signature 

Date 2-12-92

Full Name Kevin W. Smith

Residence 8940 S.W. 4th Street, Miami, FL 33176

Citizenship U.S.A.

P.O. Address same as residence

0309284722 0304123974

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Thomas O. Bales et al.

SERIAL NO.: 08/458,215

GROUP ART UNIT: 3311

FILED: June 2, 1995

EXPECTED EXAMINER: S. Gilbert

FOR: Radial Jaw Biopsy Forceps

ATTY DOCKET: SYM-013-C1

Honorable Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

**REVOCATION OF POWER OF ATTORNEY**

The undersigned, a representative authorized to sign on behalf of the assignee owning all of the interest in this application, hereby revokes all powers of attorney or authorization of agent granted in this application before the date of execution hereof. The undersigned verifies that Symbiosis Corporation is the assignee of the entire right, title, and interest in the patent application identified above by virtue of an assignment from the inventor recorded in the U.S. Patent and Trademark Office at Reel 6046, Frame 0558. The undersigned certifies that the evidentiary documents have been reviewed and to the best of the undersigned's knowledge and belief, title is in the assignee Symbiosis Corporation.

**POWER OF ATTORNEY**

Assignee, through its representative below, hereby appoints the following attorney(s) and/or agent(s) as attorney, with full power of substitution and revocation, to prosecute this application and to transact all business in connection therewith:

Barbara C. McCurdy (32,120)  
Robert E. Atkinson (36,433)  
Luke R. Dohmen (36,783)  
David Cavanaugh (36,476)  
Doris Johnson Hines (34,629)

Peter J. Gafner (36,517)  
John A. Rissman (33,764)  
Patricia LaMarche (37,866)  
Leslie I. Bookoff (38,084)

Address all correspondence to:

Barbara C. McCurdy  
Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P.  
1300 I Street, N.W. Suite 700  
Washington, DC 20005-3315  
202-408-4000 (phone) 202-408-4400 (fax)

Date: 7/28/97

Name: LAWRENCE J. KOLPF  
Title: SECRETARY

Symbiosis Corporation



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

66474 U.S. PTO  
08/928453  
09/12/97  


DATE: 03/20/92

TO:

DAVID P. GORDON  
65 WOODS END RD.  
STAMFORD, CT 06905

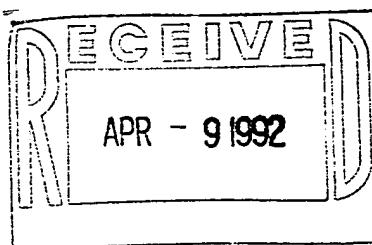
UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE U.S. PATENT AND TRADEMARK OFFICE ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT ASSIGNMENT PROCESSING SYSTEM. IF YOU SHOULD FIND ANY ERRORS, ON THIS NOTICE, PLEASE SEND A REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT BRANCH, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231

ASSIGNOR:

BALES, THOMAS O.



DOC DATE: 02/12/92

ASSIGNOR:

SLATER, CHARLES R.

DOC DATE: 02/12/92

ASSIGNOR:

SMITH, KEVIN W.

DOC DATE: 02/12/92

RECORDATION DATE: 02/18/92 NUMBER OF PAGES 003 REEL/FRAME 6019/0896

DIGEST :ASSIGNMENT OF ASSIGNORS INTEREST

ASSIGNEE:

SYMBIOSIS CORPORATION  
A CORPORATION OF FL  
8600 N.W. 41ST STREET  
MIAMI, FLORIDA 33166

SERIAL NUMBER 7-837046 FILING DATE 02/18/92  
PATENT NUMBER ISSUE DATE 00/00/00

ASSIGNMENT

WHEREAS, we, Thomas O. Bales, Charles R. Slater and Kevin W. Smith, hereinafter referred to as the "Inventors", citizens of U.S.A., whose post office addresses are

430 Loretto Avenue, Coral Gables, FL 33146;  
1705 S.W. 4th Street, Fort Lauderdale, FL 33312; and  
8940 S.W. 112th Street, Miami, FL 33176; respectively

have invented certain new and useful improvements in

RADIAL JAW BIOPSY FORCEPS

as described and set forth in an application for Letters Patent of the United States of America, executed by us on the 12th day of February, 1992 (Docket No. SYM-013).

REF ID: A6019897

AND WHEREAS, SYMBIOSIS CORPORATION hereinafter referred to as the "said COMPANY", a corporation duly organized incorporated and existing under the laws of Florida and having a place of business at 8600 N.W. 41st Street, Miami, FL 33166 is desirous of acquiring or confirming its acquisition of the entire right, title and interest in and to said invention, inventions or improvements, and in and to said application, and in and to any and all patents, both of the United States and of all foreign countries, that may be obtained therefor;

NOW, THEREFORE TO ALL WHOM IT MAY CONCERN, BE IT KNOWN, that we, the Inventors, for good and valuable considerations, the receipt and sufficiency of which we hereby acknowledge, have sold, assigned, transferred and conveyed, and by this assignment do sell, assign, transfer and convey, unto said COMPANY, its successors and assigns, the entire right, title and interest throughout the world, in and to our invention, inventions or improvements described or set forth in said application, in any form or embodiment thereof, and in and to said application, and in and to any applications filed in any foreign country based thereon, including the right to file foreign applications under the provisions of any convention or treaty; and in and to any confirmation, divisional, continuation, continuation-in-part, or substitute application which may be filed on said invention, inventions or improvements in the United States or in any foreign country; and in and to any and all patents, certificates, utility models, reissues, extensions, additions or confirmations thereof which may be granted in the United States or in any foreign country upon said invention, inventions or improvements, TO HAVE AND TO HOLD the same to the full end of the term or terms for which any and all such United States and foreign patents and grants may be issued on said invention, inventions or improvements.

AND we do hereby authorize and request the issuing authority to issue any and all of said United States and foreign patents on said application or applications to said COMPANY, its successors and assigns, as the assignee of the entire right, title and interest in and to the same, for the sole use and benefit of said COMPANY, its successors and assigns.

AND we do hereby covenant and warrant that we have full right to convey the entire right, title and interest herein assigned free and clear of all licenses, encumbrances and liens whatsoever, and that we have not executed and will not execute any instruments in conflict herewith.

AND we, for the conditions aforesaid, do hereby covenant and agree to and with the said COMPANY, its successors and assigns, that we, our executors, administrators, or other personal representatives, shall and will do all lawful acts and things, make all rightful oaths, and make, execute, and deliver any and all other instruments in writing, and any and all further applications, papers, powers, affidavits, assignments, disclaimers and other documents, which in the opinion of counsel for said

COMPANY, its successors and assigns, may be required or necessary in this or in any foreign country more effectually to secure to and vest in said COMPANY, its successors and assigns, the entire right, title and interest in and to said invention, inventions, or improvements, application or applications, patents, rights, titles, benefits, privileges and advantages hereby sold, assigned, confirmed, transferred and conveyed.

IN WITNESS WHEREOF, we, Thomas O. Bales, Charles R. Slater and Kevin W. Smith, have hereunto set our hands and seals this day of February, 1992.

Thomas O. Bales 2-12-92 (L.S.)  
Inventor

Charles R. Slater 2-12-92 (L.S.)  
Inventor

Kevin W. Smith 2-12-92 (L.S.)  
Inventor

State of Florida )  
Dade County ) ss: Miami  
                          )

BE IT KNOWN, that on this 12<sup>th</sup> day of February, 1992, personally appeared Thomas O. Bales, Charles R. Slater and Kevin W. Smith to me known and known to me to be the individuals described in and who executed the foregoing assignment and they acknowledged to me that they executed the same.

Robert W. Miles  
Notary Public

S E A L

My commission expires :

NOTARY PUBLIC, STATE OF FLORIDA.  
MY COMMISSION EXPIRES: JUNE 21, 1993.  
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

REF 6019 FILE# 898

RECORDED  
PATENT & TRADEMARK OFFICE  
FEB 18 92



UNITED STATES DEPARTMENT OF COMMERCE

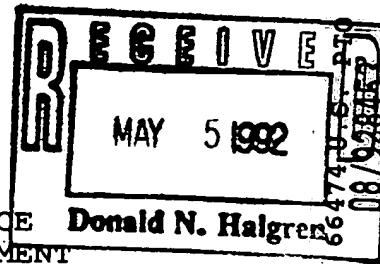
Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

DATE: 04/13/92

TO:

DONALD N. HALGREN  
480 PLEASANT ST.  
WATERTOWN, MA 02172



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TRADEMARK OFFICE, ASSIGNMENT BRANCH, NORTH TOWER BUILDING, SUITE 10C35,  
WASHINGTON, D.C. 20231

ASSIGNOR: BALES, THOMAS O. DOC DATE: 02/12/92

ASSIGNOR: SLATER, CHARLES R. DOC DATE: 02/12/92

ASSIGNOR: SMITH, KEVIN W. DOC DATE: 02/12/92

RECORDATION DATE: 03/19/92 NUMBER OF PAGES 004 REEL/FRAME 6046/0556

DIGEST :ASSIGNMENT OF ASSIGNORS INTEREST

ASSIGNEE:  
SYMBIOSIS CORPORATION  
A CORP. OF FLORIDA  
8600 N.W. 41ST STREET  
MIAMI, FLORIDA 33166

SERIAL NUMBER 7-521766 FILING DATE 05/10/90  
PATENT NUMBER ISSUE DATE 00/00/00



4. Fee Payment (37 CFR 1.21(h))

Attached is a check in the sum of \$8.00. \$40.00  
 Charge Account No. 02-3243 the sum of ~~\$8.00~~ A duplicate  
of this recordal request is attached.

NOTE: 37 CFR 1.21(h). For recording each assignment, agreement or other paper relating to the property in a  
patent or application, per property, \$8.00.

Tel. No. (617) 972-4455

SIGNATURE OF ATTORNEY

Donald N. Halgren

Reg. No. 27056

Type or print name of attorney

480 Pleasant St

P.O. Address

Watertown, MA 02172

REF ID: A7557

ASSIGNMENT

WHEREAS, we, Thomas O. Bales, Charles R. Slater and Kevin W. Smith, hereinafter referred to as the "Inventors", citizens of U.S.A., whose post office addresses are

430 Loretto Avenue, Coral Gables, FL 33146;  
1705 S.W. 4th Street, Fort Lauderdale, FL 33312; and  
8940 S.W. 112th Street, Miami, FL 33176; respectively

have invented certain new and useful improvements in

RADIAL JAW BIOPSY FORCEPS

as described and set forth in an application for Letters Patent of the United States of America, filed by us on the 10th day of May, 1990 as U.S. Serial No. 07/521,766.

AND WHEREAS, SYMBIOSIS CORPORATION hereinafter referred to as the "said COMPANY", a corporation duly organized, incorporated and existing under the laws of Florida and having a place of business at 8600 N.W. 41st Street, Miami, FL 33166 is desirous of acquiring or confirming its acquisition of the entire right, title and interest in and to said invention, inventions or improvements, and in and to said application, and in and to any and all patents, both of the United States and of all foreign countries, that may be obtained therefor;

NOW, THEREFORE TO ALL WHOM IT MAY CONCERN, BE IT KNOWN, that we, the Inventors, for good and valuable considerations, the receipt and sufficiency of which we hereby acknowledge, have sold, assigned, transferred and conveyed, and by this assignment do sell, assign, transfer and convey, unto said COMPANY, its successors and assigns, the entire right, title and interest throughout the world, in and to our invention, inventions or improvements described or set forth in said application, in any form or embodiment thereof, and in and to said application, and in and to any applications filed in any foreign country based thereon, including the right to file foreign applications under the provisions of any convention or treaty; and in and to any confirmation, divisional, continuation, continuation-in-part, or substitute application which may be filed on said invention, inventions or improvements in the United States or in any foreign country; and in and to any and all patents, certificates, utility models, reissues, extensions, additions or confirmations thereof which may be granted in the United States or in any foreign country upon said invention, inventions or improvements, TO HAVE AND TO HOLD the same to the full end of the term or terms for which any and all such United States and foreign patents and grants may be issued on said invention, inventions or improvements.

AND we do hereby authorize and request the issuing authority to issue any and all of said United States and foreign patents on said application or applications to said COMPANY, its successors and assigns, as the assignee of the entire right, title and interest in and to the same, for the sole use and benefit of said COMPANY, its successors and assigns.

AND we do hereby covenant and warrant that we have full right to convey the entire right, title and interest herein assigned free and clear of all licenses, encumbrances and liens whatsoever, and that we have not executed and will not execute any instruments in conflict herewith.

AND we, for the conditions aforesaid, do hereby covenant and agree to and with the said COMPANY, its successors and assigns, that we, our executors, administrators, or other personal representatives, shall and will do all lawful acts and things, make all rightful oaths, and make, execute, and deliver any and all other instruments in writing, and any and all further applications, papers, powers, affidavits, assignments, disclaimers and other documents, which in the opinion of counsel for said

COMPANY, its successors and assigns, may be required or necessary in this or in any foreign country more effectually to secure to and vest in said COMPANY, its successors and assigns, the entire right, title and interest in and to said invention, inventions, or improvements, application or applications, patents, rights, titles, benefits, privileges and advantages hereby sold, assigned, confirmed, transferred and conveyed.

IN WITNESS WHEREOF, we, Thomas O. Bales, Charles R. Slater and Kevin W. Smith, have hereunto set our hands and seals this 12<sup>th</sup> day of February, 1992.

Thomas O. Bales 2-12-92 (L.S.)

Inventor

Charles R. Slater (L.S.)

Inventor

Kevin W. Smith (L.S.)

Inventor

State of Florida )  
Dade County ) ss: Miami

BE IT KNOWN, that on this 12<sup>th</sup> day of February, 1992, personally appeared Thomas O. Bales, Charles R. Slater and Kevin W. Smith to me known and known to me to be the individuals described in and who executed the foregoing assignment and they acknowledged to me that they executed the same.

Patricia Williams  
Notary Public

S E A L

My commission expires :

NOTARY PUBLIC, STATE OF FLORIDA.  
MY COMMISSION EXPIRES: JUNE 21, 1993.  
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

RECORDED  
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OFFICE  
MAR 19 1992